

## IMMUNIZATION REGULATIONS

### Regulation

#### 2-301 Application

The word "pupil" in these regulations applies to any student in attendance at any public or independent kindergarten, any elementary or secondary school, and any post-secondary school unless exempted by law.

Post-secondary school means "any person who offers or operates a program of college professional education for credit or a degree" as provided in Section 176(b) of Title 16, Vermont Statutes Annotated.

### Regulation

#### 2-302 Inclusions and Exemptions

1. (A). A pupil in a post-secondary school subject to these regulations includes the following:

(1) any person born after 1956 who is entering a post-secondary school as an undergraduate or graduate student and is enrolled more than half time;

Persons whose instruction solely involves research, field work, or study away from the school environment or post-secondary school campus are not considered pupils for purposes of these regulations.

(2) any (full-time or part-time) undergraduate or graduate student in a health sciences, cosmetology, or culinary arts program who will be in contact with patients and/or clients;

(3) a foreign (non-United States citizen) student.

Unless foreign students can provide a vaccination record documenting the receipt of required vaccines or toxoids at appropriate ages and intervals or laboratory evidence of immunity, they must receive the appropriate vaccines.

(B). A pupil in a post-secondary school is exempt from Regulations 2-303(1), (2), and (4), but must comply with Regulation 2-303(3)(B).

2. A pupil shall not be required to have any immunizations which are medically contraindicated. A signed statement from any physician licensed to practice medicine or osteopathy in any jurisdiction in the United States that an immunization is medically contraindicated for a specified period of time and the reasons for the medical contraindication will exempt a pupil from the specific immunization requirements of this Chapter for the period of time specified in the

physician's statement. The physician's statement shall be maintained by the school as part of the immunization record of the pupil.

3. A pupil shall be exempted from immunization requirements if the parent or guardian of the pupil objects thereto in a signed statement that the proposed immunization interferes with the free exercise of the pupil's religious or moral rights. This statement shall be kept by the school as part of the pupil's immunization record.

#### Regulation

##### 2-303 1. DTP

Every pupil shall have received a minimum of three doses of diphtheria, tetanus and pertussis vaccine (DTP), diphtheria, tetanus (DT) or tetanus, diphtheria (Td), providing 6 months or more separate the last two doses (for booster effect). For pupils who, after the sixth birthday, have not completed these requirements any combination of three doses of either DTP, DT or Td shall be acceptable as adequate immunization with this vaccine series provided that 6 months or more separate the last two doses. Students who have not received any vaccines containing tetanus toxoid in ten years shall receive a booster dose of a vaccine containing tetanus toxoid.

#### Regulation

##### 2-303 2. Polio

Every pupil -- with the exception of those who are eighteen years old or older -- shall have received a minimum of three doses of trivalent live oral poliomyelitis vaccine (TOPV) or enhanced inactivated injectable poliomyelitis vaccine (eIPV). Doses may be all TOPV or eIPV or any combination of three or more doses of these vaccines -- providing there is a six-month-or-more separation between any two doses after the second dose.

Live oral monovalent polio vaccine (type one, two and three counted together as "one dose") is accepted in lieu of the TOPV/eIPV requirement, provided there have been three exposures to each vaccine type and a six-month-or-more separation between any two "doses" after the first two "doses."

#### Regulation

##### 2-303 3. Measles (Rubeola)

(A). Every pupil in grades K-12 shall have received a minimum of two doses of measles vaccine or any vaccine combination containing live measles virus administered on or after their first birthday with at least one month or more separating the two doses.

Pupils with a history of having had the disease measles (rubeola) diagnosed by a physician or other medically-qualified person shall not be required to receive measles vaccine.

(B). All pupils entering a post-secondary school who are without an exemption from immunization must have had:

(1) two doses of live measles vaccine, the first dose being received on or after the first birthday and at least 30 days separating the doses. Measles vaccine doses received before 1968 which cannot be documented as having been "live" vaccine cannot be counted. It is recommended by the American Academy of Pediatrics, the Public Health Service, and the Vermont Department of Health, but not required by this regulation, that the measles vaccine be received as a component of Measles/Mumps/Rubella vaccine (MMR); or

(2) physician-diagnosed measles disease.

Regulation

2-303 4. Rubella (German Measles)

Every pupil shall have received one dose of live rubella virus vaccine, or any combination containing rubella vaccine. Pupils vaccinated before the first birthday shall be revaccinated. Pupils with a history of rubella disease not serologically confirmed shall be vaccinated.

Regulation

2-303 5. Hepatitis B

Beginning in the school year 1999-2000, pupils entering seventh grade shall have had or be in the process of receiving the three dose series of hepatitis B vaccine. Those students who have started the series, but have less than three doses of hepatitis B vaccine must complete the series according to the Advisory Committee on Immunization Practices (ACIP) time schedule. Each school year thereafter, the requirement will advance to the next higher grade. (Example: school year 2000-2001, 7<sup>th</sup> and 8<sup>th</sup> grade pupils would be required; school year 2001-2002, 7<sup>th</sup>, 8<sup>th</sup>, and 9<sup>th</sup> grade pupils would be required and by school year 2004-2005 all pupils in grades 7-12 would be required).

Regulation

2-304 1. Requirements – School Officials

No principal, headmaster or other person in charge of a school shall knowingly admit or retain any pupil who has not submitted acceptable evidence of immunization as specified below, except when there are exemptions as noted in this Chapter.

Regulation

2-304 2. Acceptable Records

The following documents will be accepted as evidence of a pupil's immunization history provided that the individual immunizations and the date when each immunization was administered are listed.

- (A). An official school record from any school indicating compliance with the immunization requirements of this Chapter.
- (B). A record from any public health department indicating compliance with the immunization requirements of this Chapter.
- (C). A certificate signed by a physician licensed to practice medicine or osteopathy in any jurisdiction in the United States indicating compliance with the immunization requirements of this Chapter.

Regulation

2-304 3. Provisional Admittance

A pupil may be admitted to school provisionally if a physician or health professional indicates that immunization of the pupil has been initiated and the pupil is in the process of complying with all immunization requirements. Such provisional admission shall be for a reasonable length of time that is consistent with the immunization schedule set forth in Section III (REQUIRED IMMUNIZATIONS) but shall not exceed one year for completion of all immunization requirements. The school shall maintain a roster of provisionally admitted students and continue follow-up until requirements are met.

Regulation

2-304 4. Exclusion

Pupils who are not in compliance with these regulations shall not be allowed to enter school until they are in compliance. Parents or guardians must receive written notification by mail or in person that their child is in noncompliance with these regulations.

Regulation

2-304 5. Transfer of Records

For each pupil the school shall maintain an immunization record which shall include the date of each immunization. The school shall also maintain a roster of students who are exempt from immunizations for medical, religious or moral reasons. If a pupil transfers to another school, this record, or a copy thereof, shall be sent to the new school by the original school. The sending school shall keep a log indicating where and when the records were sent. The schools shall release records in accord with the Family Educational Rights Privacy Act. Immunization records not forwarded shall remain with the child's academic record and shall not be destroyed under any circumstances.

Regulation

2-304 6. Required Reports

Using forms provided by the State Department of Health, a report of the immunization status of pupils in every school shall be sent December 1<sup>st</sup> of each year to the State Department of Health by the principal or other person in charge of a school. One copy shall remain at the school; the other copies shall be sent to

the Vermont Department of Health, Immunization Office, P.O. Box 70,  
Burlington, VT 05402-0070.

Post-secondary schools shall report by December 1, 1994 on all affected new students (freshmen, transfer, graduate students) enrolled in calendar year 1994. Annual reports on subsequent cohorts (affected new students) shall be sent on December 1 every subsequent year.

Regulation

2-304 7. Access to Records

The principal or other person in charge of a school shall make immunization records available for inspection by authorized representatives of the Vermont Department of Health.